IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

LETTERS PATENT APPEAL Nos. 581 & 582 of 2001

in

SPECIAL CIVIL APPLICATION Nos. 1659 & 1657 of 2001

For Approval and Signature:

HON'BLE MR.JUSTICE B.J.SHETHNA
and
HON'BLE MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

NARENDRABHAI GIRDHARLAL HADVANI

Versus

STATE OF GUJARAT

Appearance:

1. LETTERS PATENT APPEAL No. 581 of 2001
MR ANSHIN H DESAI for Appellant No.
MR PR ABICHANDANI, AGP for Respondent No. 1
MR SUNIL C PATEL for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE B.J.SHETHNA

and

HON'BLE MR.JUSTICE M.C.PATEL

Date of decision: 22/07/2004

COMMON ORAL JUDGEMENT

(Per : HON'BLE MR.JUSTICE B.J.SHETHNA)

After arguing the matters for quite some time, learned counsel Shri Desai for the appellants sought permission to withdraw both the matters with a liberty to raise the contention before the authority on the point of unreasonable delay in issuing the notice under Section 8-AA of the Bombay Prevention of Fragmentation Act and other contentions on merits with a request that the authority may decide the matters strictly in accordance with law after affording an opportunity of hearing without being influenced by the observations made in the order. Neither learned AGP Shri Abhichandani nor learned counsel Shri Sunil Patel for the District Panchayat has any objection to it. Permission is granted and accordingly these matters stand disposed of as withdrawn.

(B.J.Shethna,J)

(M.C.Patel,J)

(pathan)